

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

MICROSOFT CORPORATION, a  
Washington corporation,

Plaintiff,

v.

BRIAN MONTGOMERY, an individual  
d/b/a BCM SYSTEMS CORPORATION  
a/k/a BCM SYSTEMS,

Defendant.

Case No. 09 CV 2248 MMA (AJB)

**ORDER GRANTING JOINT MOTION  
FOR DISMISSAL WITH PREJUDICE**

[Doc. No. 30]

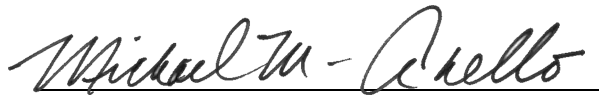
On June 11, 2010, Plaintiff Microsoft Corporation and Defendant Brian Montgomery, an individual doing business as BCM Systems Corporation, also known as BCM Systems (“Defendant”), submitted a Joint Motion pursuant to Federal Rule of Civil Procedure 41(a), requesting the Court dismiss the above-captioned action, with prejudice. [Doc. No. 30.] The Joint Motion further requested each party bear its own attorneys’ fees and costs. Having considered the parties’ Joint Motion, and good cause appearing therefore, the Court hereby **GRANTS** the Joint Motion. Accordingly,

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1           **IT IS HEREBY ORDERED** that Defendant is dismissed from the above-captioned  
2 action with prejudice, and each party shall bear its own attorneys' fees and costs. This Court shall  
3 retain jurisdiction to enforce the Permanent Injunction and the Settlement Agreement between the  
4 parties. The Clerk of Court is hereby instructed to terminate this case.

5           **IT IS SO ORDERED.**

6  
7 Dated: June 11, 2010

  
HON. MICHAEL M. ANELLO  
United States District Judge